

Request for Reconsideration after Final Action

The table below presents the data as entered.

| Input Field | Entered |
|--|--|
| SERIAL NUMBER | 85886970 |
| LAW OFFICE ASSIGNED | LAW OFFICE 113 |
| MARK SECTION (no change) | |
| ARGUMENT(S) | |
| <p>In response to the Section 2(d) refusal, Applicant respectfully submits that it is the owner of U.S. Reg. Nos. 2902107, 2971881, 4092640, 4072276, 4017433, and 4014205, and requests that the Section 2(d) refusals be withdrawn.</p> <p>Applicant respectfully submits that Applicant is PlainsCapital Corporation (a Maryland Corporation). The cited registrations are also now owned by PlainsCapital Corporation (a Maryland Corporation). As evidenced by the assignment records, the cited registrations were previously owned by PlainsCapital Corporation (a Texas Corporation) which was merged into Meadow Corporation (a Maryland Corporation). See evidence of Merger recorded at Reel/Frame 5189/0177 on 1/8/2014. The name of Meadow Corporation (a Maryland Corporation) was changed to PlainsCapital Corporation (a Maryland Corporation). See name change recorded at Reel/Frame 5203/0622 1/8/2014. As such, the current application and the cited registrations are owned by the same entity, PlainsCapital Corporation (a Maryland Corporation).</p> <p>For all of the above reasons, Applicant respectfully requests that the Section 2(d) refusal be withdrawn.</p> | |
| ADDITIONAL STATEMENTS SECTION | |
| PRIOR REGISTRATION(S) | The applicant claims ownership of U.S. Registration Number(s) 2902107, 2971881, 4092640, and others. |
| SIGNATURE SECTION | |
| DECLARATION SIGNATURE | /Jason R. Fulmer/ |
| SIGNATORY'S NAME | Jason R. Fulmer |
| SIGNATORY'S POSITION | Attorney of record |
| SIGNATORY'S PHONE NUMBER | 2149994487 |
| DATE SIGNED | 07/30/2014 |
| RESPONSE SIGNATURE | /Jason R. Fulmer/ |
| | |

| | |
|---------------------------------------|--|
| SIGNATORY'S NAME | Jason R. Fulmer |
| SIGNATORY'S POSITION | Attorney of record |
| SIGNATORY'S PHONE NUMBER | 2149994487 |
| DATE SIGNED | 07/30/2014 |
| AUTHORIZED SIGNATORY | YES |
| CONCURRENT APPEAL NOTICE FILED | YES |
| FILING INFORMATION SECTION | |
| SUBMIT DATE | Wed Jul 30 11:48:42 EDT 2014 |
| TEAS STAMP | USPTO/RFR-66.28.98.10-201 40730114842487661-8588697 0-5004f6d2f35779482362d5e b93ab8ab7ad6053c65a77c5f2 7766249ed32a8d1f3-N/A-N/A -20140730110100406517 |

Request for Reconsideration after Final Action To the Commissioner for Trademarks:

Application serial no. **85886970** has been amended as follows:

ARGUMENT(S)

In response to the substantive refusal(s), please note the following:

In response to the Section 2(d) refusal, Applicant respectfully submits that it is the owner of U.S. Reg. Nos. 2902107, 2971881, 4092640, 4072276, 4017433, and 4014205, and requests that the Section 2(d) refusals be withdrawn.

Applicant respectfully submits that Applicant is PlainsCapital Corporation (a Maryland Corporation). The cited registrations are also now owned by PlainsCapital Corporation (a Maryland Corporation). As evidenced by the assignment records, the cited registrations were previously owned by PlainsCapital Corporation (a Texas Corporation) which was merged into Meadow Corporation (a Maryland Corporation). See evidence of Merger recorded at Reel/Frame 5189/0177 on 1/8/2014. The name of Meadow Corporation (a Maryland Corporation) was changed to PlainsCapital Corporation (a Maryland Corporation). See name change recorded at Reel/Frame 5203/0622 1/8/2014. As such, the current application and the cited registrations are owned by the same entity, PlainsCapital Corporation (a Maryland Corporation).

For all of the above reasons, Applicant respectfully requests that the Section 2(d) refusal be withdrawn.

ADDITIONAL STATEMENTS

Claim of Prior Registration(s)

The applicant claims ownership of U.S. Registration Number(s) 2902107, 2971881, 4092640, and others.

SIGNATURE(S)

Declaration Signature

DECLARATION: The signatory being warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. Section 1001, and that such willful false statements and the like may jeopardize the validity of the application or submission or any registration resulting therefrom, declares that, if the applicant submitted the application or amendment to allege use (AAU) unsigned, all statements in the application or AAU and this submission based on the signatory's own knowledge are true, and all statements in the application or AAU and this submission made on information and belief are believed to be true.

STATEMENTS FOR UNSIGNED SECTION 1(a) APPLICATION/AAU: If the applicant filed an unsigned application under 15 U.S.C. Section 1051(a) or AAU under 15 U.S.C. Section 1051(c), the signatory additionally believes that: the applicant is the owner of the trademark/service mark sought to be registered; the applicant or the applicant's related company or licensee is using the mark in commerce and has been using the mark in commerce as of the filing date of the application or AAU on or in connection with the goods/services in the application or AAU, and such use by the applicant's related company or licensee inures to the benefit of the applicant; the original specimen(s), if applicable, shows the mark in use in commerce as of the filing date of the application or AAU on or in connection with the goods/services in the application or AAU; and to the best of the signatory's knowledge and belief, no other person has the right to use the mark in commerce, either in the identical form or in such near resemblance as to be likely, when used on or in connection with the goods/services of such other person, to cause confusion or mistake, or to deceive.

STATEMENTS FOR UNSIGNED SECTION 1(b)/SECTION 44 APPLICATION: If the applicant filed an unsigned application under 15 U.S.C. Section 1051(b), Section 1126(d), and/or Section 1126(e), the signatory additionally believes that: the applicant is entitled to use the mark in commerce; the applicant has a bona fide intention and has had a bona fide intention as of the application filing date to use or use through the applicant's related company or licensee the mark in commerce on or in connection with the goods/services in the application; and to the best of the signatory's knowledge and belief, no other person has the right to use the mark in commerce, either in the identical form or in such near resemblance as to be likely, when used on or in connection with the goods/services of such other person, to cause confusion or mistake, or to deceive.

Signature: /Jason R. Fulmer/ Date: 07/30/2014

Signatory's Name: Jason R. Fulmer

Signatory's Position: Attorney of record

Signatory's Phone Number: 2149994487

Request for Reconsideration Signature

Signature: /Jason R. Fulmer/ Date: 07/30/2014

Signatory's Name: Jason R. Fulmer

Signatory's Position: Attorney of record

Signatory's Phone Number: 2149994487

The signatory has confirmed that he/she is an attorney who is a member in good standing of the bar of the highest court of a U.S. state, which includes the District of Columbia, Puerto Rico, and other federal territories and possessions; and he/she is currently the applicant's attorney or an associate thereof; and to the best of his/her knowledge, if prior to his/her appointment another U.S. attorney or a Canadian attorney/agent not currently associated with his/her company/firm previously represented the applicant in this matter: (1) the applicant has filed or is concurrently filing a signed revocation of or substitute power of attorney with the USPTO; (2) the USPTO has granted the request of the prior representative to withdraw; (3) the applicant has filed a power of attorney appointing him/her in this matter; or (4) the applicant's appointed U.S. attorney or Canadian attorney/agent has filed a power of attorney appointing him/her as an associate attorney in this matter.

The applicant is filing a Notice of Appeal in conjunction with this Request for Reconsideration.

Serial Number: 85886970

Internet Transmission Date: Wed Jul 30 11:48:42 EDT 2014

TEAS Stamp: USPTO/RFR-66.28.98.10-201407301148424876

61-85886970-5004f6d2f35779482362d5eb93ab

8ab7ad6053c65a77c5f27766249ed32a8d1f3-N/

A-N/A-20140730110100406517